

IN THE UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF NEBRASKA

This matter is before the Court on the findings and recommendation and order (Filing No. [237](#)) of the magistrate judge, recommending that defendant's motion to suppress (Filing No. [208](#)) be denied.

Pursuant to 28 U.S.C. § 636(b)(1)(C), the Court has reviewed the matter *de novo*, and notes no objections were filed. Having reviewed the briefs in support of and in opposition to the motion (Filing Nos. [209](#) and [221](#)), as well as the transcript of the hearing (Filing No. [249](#)), the findings and recommendation of the magistrate judge will be approved and adopted and defendant's motions to suppress will be denied. Accordingly,

IT IS ORDERED:

- 1) The findings and recommendation of the magistrate judge are approved and adopted.
- 2) Defendant's motion to suppress is denied.

3) Trial of this matter has been scheduled for:

Monday, November 29, 2010, at 9 a.m.

Courtroom No. 5, Roman L. Hruska United States Courthouse, 111 South 18th Plaza, Omaha, Nebraska. This will give the parties time to prepare for trial or pursue plea negotiations, and will accommodate the schedule of the Court. The ends of justice will be served by continuing this case and outweigh the interests of the public and the defendant in a speedy trial. The time until November 29, 2010, has previously been deemed excludable in any computation of time under the requirement of the Speedy Trial Act. 18 U.S.C. § 3161(h) (8) (A) & (B).

DATED this 11th day of June, 2010.

BY THE COURT:

/s/ Lyle E. Strom

LYLE E. STROM, Senior Judge
United States District Court